

AF

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
Before the Board of Patent Appeals and Interferences

In re Patent Application of

TARBELL et al.

Serial No. 10/531,260

Filed: April 13, 2005

Title: METHOD, SYSTEM AND SOFTWARE FOR JOURNALING SYSTEM OBJECTS



Atty Dkt. PTB-4942-5

C# M#

Confirmation No. 4670

TC/A.U.: 2164

Examiner: Yuk Ting Choi

Date: October 27, 2009

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

Correspondence Address Indication Form Attached.

NOTICE OF APPEAL

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the Examiner twice/finally rejecting \$540.00 (1401)/\$270.00 (2401) \$ 270.00 applicant's claim(s).

- An appeal **BRIEF** is attached in the pending appeal of the above-identified application \$540.00 (1402)/\$0.00 (2402) \$
- Credit for fees paid with prior Notice of Appeal filed March 10, 2009 -\$ (270.00)
- A reply brief is attached. (no fee)
- Pre-Appeal Brief Request for Review form attached.
- Petition is hereby made to extend the current due date so as to cover the filing date of this paper and attachment(s) One Month Extension \$130.00 (1251)/\$0.00 (2251)
Two Month Extensions \$490.00 (1252)/\$0.00 (2252)
Three Month Extensions \$1110.00 (1253)/\$0.00 (2253)
Four Month Extensions \$1730.00 (1254)/\$0.00 (2254) \$

"Small entity" statement attached.

Less month extension previously paid on

-\$ ()

TOTAL FEE ENCLOSED \$ 0.00

CREDIT CARD PAYMENT FORM ATTACHED.

Any future submission requiring an extension of time is hereby stated to include a petition for such time extension. The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our **Account No. 14-1140**.

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NIXON & VANDERHYE P.C.
By Atty: Paul T. Bowen, Reg. No. 38,009

Signature: fel